

AMENDED

NO.61755

APPLICATION FOR PERMISSION TO CHANGE POINT OF
DIVERSION, MANNER OF USE AND PLACE OF USE OF THE
PUBLIC WATERS OF THE STATE OF NEVADA
HERETOFORE APPROPRIATED

NEW PRIORITY DATE:

Date of filing in State Engineer's Office ~~DEC 19 1995~~ AUG 15 2007

Returned to applicant for correction MAY 03 1996

Corrected application filed _____

Map filed Proposed POD & POU on 54498 (6-15-90)

The applicant **SUNLAND LIMITED PARTNERSHIP**, a Nevada limited partnership, hereby make application for permission to change the point of diversion, manner of use and place of use of water heretofore appropriated under Permit 56146; see map filed under Applications 54498 and 56143.

1. The source of water is **Underground Well No. 1**
2. The amount of water to be changed **2.0 second feet.**
3. The water to be used for **mining, milling and ore processing**
4. The water heretofore permitted for **Mining Ore processing.**
5. The water is to be diverted at the following point **NW 1/4 NE 1/4 Section 22, T. 28 S., R. 63 E., M.D.B.M.,** or at a point from which the NE corner of said Section 22 bears N. 64 17'47" E. a distance of **1487.195 feet.**
6. The existing permitted point of diversion is located within **NW 1/4 NW 1/4 Section 23, T. 28 S., R. 63 E., M.D.B.M.,** or at a point from which the Northwest corner of said Section 23 bears N. 84 00'31" W. a distance of **272.2 feet.**
7. Proposed place of use **See attached sheet.**
8. Existing place of use **See attached sheet.**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works use of existing works; **construct new 100,000 gallon reservoir.**
12. Estimated cost of works **\$100,000**
13. Estimated time required to construct works **Two (2) years.**
14. Estimated time required to complete the application of water to beneficial use **Three (3) years.**
15. Remarks: **The purpose of this change application is to transfer the point of diversion to an existing well where the water will be used for mining, milling and ore processing.**

By **s/Thomas J Hall**
Post Office Box 3948
Reno, Nevada 89505

Compared By **lew/ gkl jr/cms**

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion, place of use and manner of use of the waters of an underground source as heretofore granted under Permit 56146 is issued subject to the terms and conditions imposed in said Permit 56146 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 54498, 56143, Certificate 14698; 56144, Certificate 14699; 56147, Certificate 14700; 61754 and 61755 shall not exceed 485 million gallons annually.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

A monthly report shall be submitted to the State Engineer within 10 days from the end of each month which shall include the amount of water pumped from the well and the amount of water used.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.0 cubic feet per second, but not to exceed 414 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

N/A

Proof of completion of work shall be filed before:

N/A

Application of water to beneficial use shall be filed on or before:

April 19, 1999

Proof of the application of water to beneficial use shall be filed on or before:

May 19, 1999

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 16th day of December, A.D. 1997


State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

~~CANCELLED AUG 02 2007 BECAUSE OF
FAILURE OF APPLICANT TO COMPLY WITH THE
PROVISIONS OF PERMIT~~

~~T. J. P. S.
STATE ENGINEER
Can. Rescinded 12-10-2008~~

7. Proposed place of use: The following area located in the State of Nevada, County of Clark, Township 28 South, Range 63 East, M.D. & M.:

Section 14: $W\frac{1}{2}$
 Section 15: All except $N\frac{1}{2}$ $NW\frac{1}{4}$
 Section 16: All except $N\frac{1}{2}$ $N\frac{1}{2}$
 Section 21: $N\frac{1}{2}$
 Section 22: $NW\frac{1}{4}$, except portion within boundaries of "Silk Stocking" claim
 $NW\frac{1}{4}$ $NE\frac{1}{4}$
 $NE\frac{1}{4}$ $NE\frac{1}{4}$
 $SW\frac{1}{4}$ $NE\frac{1}{4}$, except portion within boundaries of "Silk Stocking" and "Golden Garter" claims
 $N\frac{1}{2}$ $SE\frac{1}{4}$ $NE\frac{1}{4}$
 $N\frac{1}{2}$ $S\frac{1}{2}$ $SE\frac{1}{4}$ $NE\frac{1}{4}$
 $NW\frac{1}{4}$ $SE\frac{1}{4}$, except portion within boundaries of "Dubuque", "Golden Garter", "Coyote", "John & Sanford" claims
 $W\frac{1}{2}$ $NE\frac{1}{4}$ $SE\frac{1}{4}$, except portion within boundaries of "Coyote" and "John & Sanford" claims

8. Existing place of use:

$W\frac{1}{2}$ Section 14, all of Section 15, $S\frac{1}{2}$, $S\frac{1}{2}$ $N\frac{1}{2}$ Section 16, $N\frac{1}{2}$ Section 21, $N\frac{1}{2}$ $N\frac{1}{2}$, $SW\frac{1}{4}$ $NW\frac{1}{4}$, portions of $SE\frac{1}{4}$ $NW\frac{1}{4}$, $SW\frac{1}{4}$ $NE\frac{1}{4}$, $SE\frac{1}{4}$ $NE\frac{1}{4}$, $NE\frac{1}{4}$ $SW\frac{1}{4}$, $NW\frac{1}{4}$ $SE\frac{1}{4}$, $NE\frac{1}{4}$ $SE\frac{1}{4}$, $SE\frac{1}{4}$ $SW\frac{1}{4}$ and $SW\frac{1}{4}$ $SE\frac{1}{4}$ Section 22, $NW\frac{1}{4}$ $NW\frac{1}{4}$ and portions of $SW\frac{1}{4}$ $NW\frac{1}{4}$, $NE\frac{1}{4}$ $NW\frac{1}{4}$ and $SE\frac{1}{4}$ $NW\frac{1}{4}$ Section 23, all in T28S, R63E, MDM.